

**REGULAR MEETING MINUTES
TOWNSHIP COUNCIL – TOWNSHIP OF OCEAN**

JULY 7, 2010

OAKHURST, NEW JERSEY

The Regular Meeting of the Township Council was held in the Township Meeting Room, First Floor, Public Meeting Room, 399 Monmouth Road, Oakhurst, NJ 07755 at 5:30 p.m.

Present: Mayor Larkin
Deputy Mayor Hiers, Councilmember(s) Garofalo, Schepiga, Siciliano

Others: Martin J. Arbus, Esq., Township Attorney
Andrew Brannen, Township Manager
Vincent Buttiglieri, Township Clerk

Mayor Larkin presided and called the meeting to order and asked for the Pledge of Allegiance.

Statement of Compliance with the Open Public Meetings Act:

Mayor Larkin announced that the notice requirements of the Open Public Meetings Act for this meeting have been satisfied; a copy of the Annual Notice was sent to the Asbury Park Press and The Coaster, posted in Town Hall and filed in the Office of the Township Clerk on December 9, 2009.

Fire Exit Procedures:

There are two emergency exits on the wall to my right that will take you to the front of the building and another one to my left that will take you to the rear parking lot.

NOTICE:

All cell telephones must be turned off. If you need to make a call, please make your call outside the meeting room.

Mayor Larkin took this opportunity to welcome all those in attendance, especially those members of the New Jersey State Police.

Mayor Larkin administered the Oath of Office to the following Police Officers:

New Hires: Thomas C. Rant
Timothy P. Kolodziej
Christopher R. Clune
Nicholas J. Castellano

Promotions: Paul A. Flammia
Gregory A. Schenck

The families of all the Officers were also invited to come forward for the special occasion. Each Officer had a family member hold the Bible.

Mayor Larkin congratulated all the Officers and stated how proud the Township of Ocean was with each Officer. Mayor Larkin also reminded the new Officers that they were becoming part of the best police force in Monmouth County.

Mayor Larkin introduced Police Chief Amodio, who made some congratulatory comments to all.

Chief Amodio discussed the accomplishments of the two new Sergeants and the valuable contributions they make day in and day out to the Department and the Township.

With regard to the four new Officers, Chief Amodio gave a synopsis of each person, including the fact that a few of them had been awarded the Fitness Award in the Police Academy.

Chief Amodio went on to thank those in attendance for their continued support of the Department. He made special mention of the following:

1. New Jersey State Police, for their professionalism and dedication that were shown to the Ocean Township Police Department during the recent loss of Police Officer Castellano's brother, Mark.
2. Monmouth County Sheriff, Shaun Golden
3. Lt. Bob Deegan of the Point Pleasant Police Department, who was instrumental in the development of many of these young men.

Finally, Chief Amodio thanked all his Officers for the dedication and professionalism that they exhibit while performing their duties on a daily basis. He is very proud to lead such a fine group of professionals.

Deputy Mayor Hiers thanked the Schenck family for the many years of volunteerism that they have given to the Township.

Mayor Larkin thanked all those in attendance.

A short recess was taken to allow those members of the public who wished to leave to do so.

The meeting resumed at 7:50 p.m.

Mayor's Statement: Public Portion to Ask Questions with Regard to Resolutions and Vouchers

The purpose of this public portion is solely to ask questions to understand Resolutions and/or Vouchers that appear on the agenda and is not an occasion for a public hearing on an Ordinance. All questions not related to an item on this Agenda should be asked during the Public Comments portion at the conclusion of the meeting.

PUBLIC COMMENTS:

Larry Loigman inquired as follows:

Resolution #10-125 – Why is there a fee associated with the services of David Krenkel, Esq., Assistant Township Attorney? Also, why is Mr. Krenkel being reappointed as he has no experience in municipal law?

Martin Arbus, Township Attorney, responded that the information is all based on the decision that was rendered following the lawsuit filed against the Township by Mr. Loigman.

Resolutions #10-119 and #10-120 – Inquired why the Township was renewing the license for a term (2009/2010) that had already expired? What was the nature of the tax issues that the licensee had with the State? Was the licensee selling alcohol without a license prior to receiving their Ad-Interim Permit on June 14, 2010?

Vincent Buttiglieri, Township Clerk, stated that the Township had not received the appropriate Tax Clearance Certificate from the State of New Jersey that would have allowed the 2009/2010 renewal to take place prior to this meeting. Mr. Buttiglieri discussed the matter with the State of New Jersey, Division of ABC, regarding the correct process in which to renew both the 2009/2010 license and the 2010/2011 license. The ABC informed the Township that, even though the term had expired, the Township must first renew the license for the 2009/2010 term and then renew the 2010/2011 license.

As far as what tax issues the licensee had with the State of New Jersey, Mr. Buttiglieri stated that the Department of Taxation does not inform the municipality of those details, however, once the Tax Clearance Certificate is received by the Township, a renewal can be granted.

Mr. Buttiglieri reported that the Police Department had visited the establishment between the period of July 1, 2009 and June 14, 2010 and no alcohol was being served.

Resolution #10-096a – What criteria was used to justify the reappointment of the various Board members? What does the Township do to solicit new volunteers and why does the Township just reappoint the same people over and over?

Mayor Larkin responded that the volunteers that serve on the various Boards do a great job and warranted reappointment. In fact, just recently, the Township had received an application through the Township's "Job Bank" and that person, Christopher Healy, was recently appointed to both the Environmental Commission and the Planning Board.

There were no further public comments.

CONSENT AGENDA:

MINUTES:

June 14, 2010 – Workshop, Public and Closed Meeting
June 30, 2010 – Public Meeting

RESOLUTIONS:

10-095 Authorize the Stormwater Management Easement and Escrow Fund Agreement for the following:

a. Block 1.02, Lot 72 – 20 Hidden Meadows Drive – Ocean Seniors, LLC

WHEREAS, the Township of Ocean Planning Board as part of a site plan approval for lands designated as **Block 1.02, Lot 72** located at **20 Hidden Meadows Drive**, required the applicant to enter into a Stormwater Management Easement and Escrow Fund Agreement; and

WHEREAS, the Township professionals in conjunction with the property owners' representatives prepared a Stormwater Management Easement and Escrow Fund Agreement, a copy of which is attached hereto; and

WHEREAS, this Stormwater Management Easement and Escrow Fund Agreement is subject to review and approval by the Township Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey, that the Mayor and Township Clerk are hereby authorized to sign this Agreement on behalf of the Township of Ocean so that said Agreement can be recorded in the County of Monmouth.

BE IT FURTHER RESOLVED that a condition of the approval of this Agreement shall be that the metes and bounds description for the entire property be included as an attachment to the Agreement and the attached recorded in the County of Monmouth.

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BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

1. Ocean Seniors, LLC
2. Martin J. Arbus, Esq., Township Attorney
3. Marianne Wilensky, Director of Community Development

10-096 Authorize the following appointments:

a. Zoning Board of Adjustment, Environmental Commission, Planning Board, Multiple Dwelling Emergency Board, Monmouth County Office on Aging, Municipal Alliance to Prevent Alcohol and Drug Abuse, Clean Communities, Citizens for Gracious Living

BE IT RESOLVED by the Governing Body of the Township of Ocean in the County of Monmouth that the following person(s) be and are hereby appointed for the terms hereinafter provided:

BOARD OF ADJUSTMENT	Member	Starting	Ending
4 year term	Henry C. Schepiga	July 1, 2010	June 30, 2014
	Alternate		
2 year term	Tracey Berkowitz – Alternate #1	July 1, 2010	June 30, 2012
ENVIRONMENTAL COMMISSION	Members		
3 year term	Brian W. Finch	July 1, 2010	June 30, 2013
	Dallas Grove	July 1, 2010	June 30, 2013
	Christopher B. Healy	July 1, 2010	June 30, 2013
2 year term	Kenneth Lutz – Alternate #2	July 1, 2010	June 30, 2012
PLANNING BOARD RGO:2-6.3a	Members		
1 year term	William Garofalo, Class III	July 1, 2010	June 30, 2011
3 year term	Christopher B. Healy, Class II	July 1, 2010	June 30, 2013
4 year terms	Warren B. Goode, Class IV	July 1, 2010	June 30, 2014
	Estelle Klose, Class IV	July 1, 2010	June 30, 2014
	Alternate		
2 year term	Fred Brody – Alternate #1	July 1, 2010	June 30, 2012
MULTIPLE DWELLING EMERGENCY BOARD RGO:7-3.1	Member		
1 year term	William Garofalo, Councilmember	July 1, 2010	June 30, 2011

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**MONMOUTH
COUNTY OFFICE
ON AGING****Member**

1 year terms	Debbie Carasia, Liaison Delegate	July 1, 2010	June 30, 2011
	Judith Johnson, Alternate	July 1, 2010	June 30, 2011

**MUNICIPAL
ALLIANCE TO
PREVENT ALCOHOL
AND DRUG ABUSE****Member**

<i>1 year terms</i>	Dr. Richard Ponton, Director	July 1, 2010	June 30, 2011
	Denise Parlamus	July 1, 2010	June 30, 2011
	Judi Johnson	July 1, 2010	June 30, 2011
	Debbie Carasia	July 1, 2010	June 30, 2011
	Jay Boyd	July 1, 2010	June 30, 2011
	Linda Hopkins	July 1, 2010	June 30, 2011
	Marie Curtis	July 1, 2010	June 30, 2011
	Thomas Pagano	July 1, 2010	June 30, 2011
	Peggy Morgan	July 1, 2010	June 30, 2011
	Christine Hanlon	July 1, 2010	June 30, 2011
	Larry Kostula	July 1, 2010	June 30, 2011
	Donald Curtis	July 1, 2010	June 30, 2011
	Richard Long	July 1, 2010	June 30, 2011
	Kathy Reiser	July 1, 2010	June 30, 2011
	Linda Kotch	July 1, 2010	June 30, 2011
	Dr. Duncan Circle	July 1, 2010	June 30, 2011
	Julia Davidow	July 1, 2010	June 30, 2011
	Cathi Brown	July 1, 2010	June 30, 2011
	Rose Acerra	July 1, 2010	June 30, 2011
	Danielle Pfeiffer	July 1, 2010	June 30, 2011
	William Garofalo, Alternate	July 1, 2010	June 30, 2011
	Kevin McDermott, Captain	July 1, 2010	June 30, 2011
	Antonio Amodio, Police Chief	July 1, 2010	June 30, 2011
	J. David Hiers, Deputy Mayor	July 1, 2010	June 30, 2011
	William Larkin, Mayor	July 1, 2010	June 30, 2011
	Theresa Gilvary	July 1, 2010	June 30, 2011
	David Cohen	July 1, 2010	June 30, 2011
	John Lysko	July 1, 2010	June 30, 2011
	Kathy Rosa	July 1, 2010	June 30, 2011
	Margaret Davis	July 1, 2010	June 30, 2011
	Judi Young	July 1, 2010	June 30, 2011
	Judy Petersen	July 1, 2010	June 30, 2011
	Laura Walsh	July 1, 2010	June 30, 2011

**CLEAN
COMMUNITIES
ADVISORY
COMMITTEE****Members**

1 year terms	Carole Allgor	July 1, 2010	June 30, 2011
	Eileen Glynn	July 1, 2010	June 30, 2011
	Evelyn Hampton	July 1, 2010	June 30, 2011
	Laurie McGrath, Coordinator	July 1, 2010	June 30, 2011
	Rosemary Napolitano	July 1, 2010	June 30, 2011
	Donna Schepiga, Council Liaison	July 1, 2010	June 30, 2011
	Mario Delano	July 1, 2010	June 30, 2011
	Catelin McGrath	July 1, 2010	June 30, 2011

**CITIZENS FOR
GRACIOUS LIVING *Members*
ADVISORY COMMITTEE**

<i>1 year terms</i>	Sherry Dietz	July 1, 2010	June 30, 2011
	Robert Ades	July 1, 2010	June 30, 2011
	Tracey Berkowitz	July 1, 2010	June 30, 2011
	Doreen Graney	July 1, 2010	June 30, 2011
	Lois Kiely	July 1, 2010	June 30, 2011
	Brian Lefferson	July 1, 2010	June 30, 2011
	Addie Meistrich	July 1, 2010	June 30, 2011
	Mitchell Nelson	July 1, 2010	June 30, 2011
	John Verrilli	July 1, 2010	June 30, 2011
	Chris Siciliano, Councilmember	July 1, 2010	June 30, 2011

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to:

1. Board/Committee or Department
2. Administrative Secretary
3. Public Agency Compliance Officer
4. Municipal Clerk

b. Prosecutor and Alternate Prosecutor

BE IT RESOLVED by the Governing Body of the Township of Ocean in the County of Monmouth that the following person(s) be and are hereby appointed for the terms hereinafter provided:

MUNICIPAL COURT	Member	Starting	Ending
<i>1 year term</i>	Timothy F. McGoughran <i>Prosecutor</i>	July 1, 2010	June 30, 2011
	Stephen G. Schueler <i>Alternate Prosecutor</i>	July 1, 2010	June 30, 2011
	Christine G. Hanlon <i>Alternate Prosecutor</i>	July 1, 2010	June 30, 2011

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to:

1. Board/Committee or Department
2. Administrative Secretary
3. Public Agency Compliance Officer
4. Municipal Clerk

10-097 Naming of the Official Newspapers for the period of July 1, 2010 through June 30, 2011

WHEREAS, N.J.S.A. 10:4-18 authorizes a municipality to designate an official Newspaper for the Township of Ocean; and

WHEREAS, "Official Newspaper" means paid, published and circulated in the municipality, if there be no such newspaper, then at least one published in the county in which the municipality is located and said newspaper is circulated;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Ocean, in the County of Monmouth that the following newspapers be and are hereby designated as the "official newspapers" in the Township of Ocean in which any and all legal notices of the Township are authorized to be published:

*The Asbury Park Press
The Coaster*

10-098 Approve the Cash Management Plan for the Township of Ocean

**APPROVING AND ADOPTING THE 2010 CASH MANAGEMENT PLAN
FOR THE TOWNSHIP OF OCEAN.**

WHEREAS, The Director of the Division of Local Government Services requires the annual adoption of a Cash Management Plan pursuant to guidelines in N.J.S.A. 40A:5-14; and

WHEREAS, The Mayor and Council and Municipal Clerk have received the 2010 Cash Management and desire that the Township of Ocean, Monmouth County follow the provisions contained in the plan for the investment of the Township's idle funds;

BE IT RESOLVED, that the Mayor and Council of the Township of Ocean, Monmouth County approve and adopt the 2010 Cash Management Plan.

BE IT FURTHER RESOLVED that two copies of this resolution be forwarded to the following:

1. Director of Finance
2. Township Auditor

**CASH MANAGEMENT PLAN OF THE TOWNSHIP OF OCEAN IN THE COUNTY OF
MONMOUTH, NEW JERSEY**

I. Statement of Purpose:

This Cash Management Plan (the "plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investments ("Permitted Investments") of certain public funds of the Township of Ocean, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. Identification of Funds and Accounts to be covered by The Plan.

- A. The plan is intended to cover the deposit and or investment of the following funds and accounts of the Township of Ocean:
 1. Current Fund Account
 2. Payroll Account
 3. General Capital Fund Account
 4. Other Trust Fund Accounts
 5. Animal Control Trust Fund Account
 6. Public Assistance Trust Fund Account
- B. It is understood that this Plan is not intended to cover certain funds and accounts of the Township of Ocean, Specifically:
 1. Developers Escrow Account

III. Designation of Officials of the Township of Ocean Authorized to Make Deposits and Investments Under The Plan.

The Chief Financial Officer of the Township of Ocean or Designee is hereby authorized and directed to deposit and or invest the funds referred to in The Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Township of Ocean are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgement kept on file with such officials.

IV. Designation of Depositories.

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

- A. Bank of America (Formerly Fleet Bank)
- B. Hudson City Savings Bank
- C. Investors Savings Bank
- D. Ocean First/Central Jersey Bank
- E. New Jersey ARM
- F. New Jersey Cash Management Plan
- G. Provident Savings Bank
- H. Santander (Formerly Sovereign Bank)
- I. TD Bank
- J. Wachovia Bank (Wells Fargo)

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official(s) referred to in Section III above.

V. Designation of Brokerage Firms and Dealers With Whom The Designated Officials May Deal.

There are currently no Brokerage Firms or Dealers with whom the Designated Officials may deal with. In the event that, subsequent to the passage of this Plan by the Governing Body of the Township of Ocean, a resolution shall be made and duly passed authorizing amendment of this plan, all such brokerage firms and or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official(s) referred to in Section III above.

VI. Authorized Investments.

- A. Except as otherwise specifically provided for herein, the Designated Official(s) is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments.
 - 1. Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America including Treasury Bills, Treasury Notes and Treasury Bonds.
 - 2. Government money market mutual funds.
 - 3. Any federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase, and has a fixed rate of interest not dependent on any index or external factors.
 - 4. Bonds or other obligations of the local unit or school districts of which the local unit is a part.

5. Any other obligations with maturities not exceeding 397 days, as permitted by the Division of Investments.
6. Local government investment pools, such as New Jersey CLASS, and the New Jersey Arbitrage Rebate Management (NJ ARM) program.
7. New Jersey State Cash Management Fund.
8. Repurchase agreements (repos) of fully collateralized securities if:
 - a. The underlying securities are permitted investments pursuant to paragraphs 1 and 3 of this subsection A;
 - b. The custody of collateral is transferred to a third party;
 - c. The maturity of the agreement is not more than 30 days
 - d. The underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41; and
 - e. A master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms “government money market mutual fund” and “local government investment pool “ shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- a. which is registered with the Securities and Exchange Commission under the “Investment Company Act of 1940,” 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.
- b. The portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- c. Which has:
 - i. attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
 - ii. retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the “Investment Advisors Act of 1940,” 15 U.S.C. sec.80b-1 et seq., with experience investing in U.S. Government Securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool. An investment pool:

- a. Which is managed in accordance with 17 C.F.R. sec. 270.2a-7;
- b. Which is rated in the highest category by a nationally recognized statistical rating organization;

- c. Which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;
 - d. Which is in compliance with rules adopted pursuant to the "Administrative Procedure Act." P.L. 1968, c.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments.
 - e. Which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and
 - f. Which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c,9 (C349:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.
- B. Notwithstanding the above authorization, the monies on hand in the following funds and accounts shall be further limited as to maturities, specific investments or otherwise as follows:
1. All Permitted investments are to have a maturity of not more than 397 Days. Permitted investments are as follows:
 - a. Certificates of Deposit.
 - b. New Jersey Cash Management Plan.
 - c. New Jersey Arbitrage Rebate Management Program.
 - d. U.S. Government Treasury Bills, Notes, and Bonds not having a maturity greater than 1 year.
 - e. Government Money Market Mutual Funds.

VII. Safekeeping Custody Payment and Acknowledgement of Receipt of Plan.

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Township of Ocean, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Township of Ocean to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments or securities shall be executed by a "delivery versus payment" method

to insure that such Permitted Investments are either received by the Township of Ocean or by a third party custodian prior to or upon the release of the Township of Ocean's Funds.

To assure that all parties with whom the Township of Ocean deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

VIII. Reporting Requirements.

On the fifteenth day of each month during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall supply to the Township Manager of the Township of Ocean a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

- A. The name of any institution holding funds of the Township of Ocean.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or Permitted Investments
- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the Township Manager.

IX. Term of Plan.

This Plan shall be in effect from January 1, 2010 to December 31, 2010. Attached to this Plan is a resolution of the governing body of the Township of Ocean approving this Plan for such period of time. The Plan may be amended by the Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

10-099 Authorize the display of fireworks for the Italian American Association of the Township of Ocean on August 13, 2010 (rain dates August 14, 2010 and August 15, 2010)

WHEREAS, N.J.S.A. 21:3-3 permits the governing body of a municipality to "grant a permit for the public display of fireworks by fraternal or civic... or other organizations..." after application has been made; and

WHEREAS, the Italian American Association of the Township of Ocean has made an application for a public display of fireworks at 9:45 p.m. on August 13, 2010 (rain dates are August 14, 2010 and August 15, 2010) at Joe Palaia Park; and

WHEREAS, the Chief of Police and Fire Marshall of Fire District Number One have approved said application;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the aforementioned public display of fireworks by the Italian American Association of the Township of Ocean at Joe Palaia Park on August 13, 2010 (rain dates August 14, 2010 and August 15, 2010); and

BE IT FURTHER RESOLVED, that the Township Manager is hereby authorized to execute said permit upon receipt of the following by the Township:

1. Copy of the contract between the pyrotechnic operator and the Italian American Association of the Township of Ocean.
2. Certificate of Insurance with Comprehensive General Liability coverage, including Contractual, Automobile and Workers Compensation.
 - a. Liability Limits of \$1,000,000 CSL and Statutory Workers' Compensation;
 - b. Municipality as additional named insured;
 - c. Specifically mentioned hold harmless contract.
3. An executed hold harmless agreement in favor of the municipality must be signed by the fireworks contractor.

10-100 Stating Compliance with Promulgation of Local Finance Board of the State of New Jersey accepting the 2009 Township of Ocean Audit

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2009 has been filed by a Registered Municipal Accountant with the Municipal Clerk of the Township of Ocean pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the

director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Township Council of the Township of Ocean in the County of Monmouth, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

10-101 Authorize the receipt of bids for the following:

a. 25 Cubic Yard Leaf Vacuum Unit

WHEREAS, the Township Council is desirous of receiving bids for the following:

Public Works:

One (1) 25 Cubic Yard, Truck Mounted, Self-Contained, One Person Operation Leaf Vacuum Unit

WHEREAS, specifications for the aforesaid items will be on file in the Public Works Department and will be available for inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that it does hereby authorize the Township Clerk to advertise for bids for the aforesaid item as per the specifications on file and will be received by the Township Manager in the Township Council Conference Room, Second Floor, Township Hall, 399 Monmouth Road, Oakhurst, New Jersey on a date to be determined.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

1. Township Manager
2. Director of Finance
3. Public Works Department

b. Abandoned Vehicles

WHEREAS, the procedure for disposition of abandoned vehicles in the possession of a municipality is set forth in N.J.S.A. 39:10A-1 et seq.; and

WHEREAS, N.J.S.A. 39:10A-1 provides that when such vehicles remain unclaimed by the owner for a period of 30 days, they may be sold at public auction in a public place. The public agency must give notice of the sale by certified mail, to the owner, if his name and address are known and to the holder of any security interest filed with the director of the Division of Motor Vehicles and by publication at least five (5) days before the date of the sale, in a newspaper published in the state and circulating in the municipality in which the motor vehicle is held; and

WHEREAS, the traffic safety officer of the Township of Ocean has requested that the vehicles listed below be auctioned, that proper notice of the sale shall be advertised as required.

	YEAR	MAKE	MODEL	VIN#	Minimum Bid
1.	2004	NISSAN	MAXIMA	1N4BA41E64C881384	\$2,496.00
2.	2004	PONTIAC	GRAND PRIX	2G2WS542641219343	\$2,211.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean that the Township Manager or his designee is hereby authorized to receive bids for abandoned vehicles to be auctioned" on **Thursday, July 22, 2010**, at 3:00 PM, at the Township of Ocean Town Hall, 399 Monmouth Road, Oakhurst, N.J. 07755.

BE IT FURTHER RESOLVED that the prospective bidders may examine the vehicle to be auctioned at Central Towing, 31 Central Ave., Red Bank, N.J. 07701, between the hours of 10:00 AM and 2:00 PM, on Thursday, **July 15, 2010**.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

1. Police Department (Traffic Bureau)
2. Towing Company
3. Township Manager

10-102 Approve the Corrective Action Plan for the Township of Ocean

PROVIDING FOR THE ADOPTION OF A CORRECTIVE ACTION PLAN FOR RECOMMENDATIONS STATED IN THE REPORT OF THE AUDIT YEAR ENDED DECEMBER 31, 2009.

WHEREAS, The Division of Local Government Services promulgates that a corrective action plan be formulated to address recommendations reported in the annual report of the audit on the financial statements; and

WHEREAS, The Chief Financial Officer has prepared this plan for the Township of Ocean, County of Monmouth, State of New Jersey, that the corrective action plan prepared by the Chief Financial Officer be and is hereby accepted;

NOW, THEREFORE BE IT RESOLVED, That the Governing Body of the Township of Ocean, County of Monmouth, State of New Jersey, that the corrective action plan prepared by the Chief Financial Officer be and is hereby accepted.

BE IT FURTHER RESOLVED, that two certified copies of this resolution are to be filed with

1. Director of the Division of Local Government Services.
2. Director of Finance
3. Township Auditor

Finding Number 2009-01.

- A. Description of Finding: That a Supplemental Debt Statement be approved by the Division of Local Government Services prior to final adoption of all Capital Ordinances.
- B. Analysis of the deficiency: The Supplemental Debt Statement for Ordinance 2127 was not received by the Township as approved by and filed in the office of the Director of the Division of Local Government Services prior to the final passage of Bond Ordinance 2127 as required by N.J.S.A. 40A 2-10.
- C. Corrective Action: That no Bond Ordinance will receive final passage with out a copy of the Supplemental Debt Statement approved by and filed in the office of the Director of the Division of Local Government Services.
- D. Implementation Date: Immediately.

Finding Number 2009-02.

- A. Description of Finding: That the required C. 271 Political Contribution Disclosure Form be obtained prior to the award of Professional Service Contracts under the “Non-Fair and Open” format.
- B. Analysis of the deficiency: The Business Entity Disclosure Form was utilized to comply with the provisions of C. 271 in error as the Political Contribution Disclosure Form in the bid package for purchases of goods and services over the bid threshold of \$17,500.00.
- C. Corrective Action: That the Business Entity Disclosure Form along with Political Contribution Disclosure Form be included in the bid package for purchases of goods and services over the bid threshold of \$17,500.00 in compliance with the provisions of C. 271.
- D. Implementation Date: Immediately.

Finding Number 2009-03.

- A. Description of Finding: That all contract awards in excess of the Bid Threshold are awarded by resolution of the governing body and that those awards specify either a specific price or a maximum amount to be expended.
- B. Analysis of the deficiency: All resolutions over the Bid Threshold are awarded by resolution, however, not all resolutions have a maximum amount to be expended due to per unit or per hour pricing in the contract to be awarded
- C. Corrective Action: That all resolutions of the governing body awarding contracts in excess of the Bid Threshold contain a specific price or a maximum amount to be expended.
- D. Implementation Date: Immediately.

10-103 Authorize the Developer’s Agreement for the following:**a. Block 34, Lot 6 – 1604 Highway 35 South – Lumber Liquidators, Inc.**

WHEREAS, the Developer is the tenant of a portion of certain property known as Block 34, Lot 6, as shown on the official tax map which property is located at 1604 Highway 35 South in the C-2 (Highway Commercial) Zone in the Township of Ocean, County of Monmouth, State of New Jersey; and

WHEREAS, the Developer has received Site Plan Approval with Bulk Variances by the Township of Ocean Planning Board by way of Resolution dated December 14, 2009 to use 5,260 square feet of the existing building as a Lumber Liquidators showroom/warehouse. The site alterations include striping an area at the rear of the building to provide four (4) new parking spaces and placing additional wall signs on the rear of the building; and

WHEREAS, this Agreement relates to a Site Plan Map entitled Preliminary and Final Site Plans, 1604 Highway 35, Tax Block 34, Lot 6, Township of Ocean, Monmouth County, New Jersey by Robert A. Nelson, P.E. of Nelson Engineering Associates, inc. consisting of five (5) sheets dated may 4, 2009 and last updated April 20, 2010 and a Site Plan Map entitled Proposed Tenant Fit-Up For, Lumber Liquidators, 1604 Highway 35 – South, Ocean Township, NJ by Michael James Monroe, Architect, consisting of five (5) sheets dated September 9, 2008 and last updated March 6, 2010; and

WHEREAS, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimated dated May 19, 2010 prepared by the Township of Ocean Engineer Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc.;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey as follows:

1. It hereby authorizes the Mayor to execute and the Township Clerk to attest to a Developer's Agreement between the Township of Ocean and Lumber Liquidators, Inc., subject to the following conditions first being met:
 - a. All required certificates of insurance be properly filed with the Office of the Township Clerk
 - b. Posting of Performance Guarantees in the total amount of \$28,320.00 and Inspection Fees in the amount of \$2,180.00.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided by the Township Clerk to each of the following:

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Peter S. Falvo, Jr., Esq.
5. Lumber Liquidators, Inc.

b. Block 189, Lots 6 & 9 – 1110 Highway 35 – Italian American Association of the Township of Ocean, Inc.

WHEREAS, the Developer is the owner of certain property known as Block 189, Lots 6 and 9, as shown on the official tax map of the Township of Ocean, which property is located at 1110 Highway 35 in the C-3 (General Commercial) Zone in the Township of Ocean, County of Monmouth, State of New Jersey; and

WHEREAS, the Developer has received Site Plan Approval with Variance and Waivers by the Township of Ocean Planning Board by way of Resolution dated December 14, 2009 to amend an existing approved site plan for the purpose of legitimizing an existing enclosure of an outdoor freezer, enclosing a bocce court and providing a trash area; and

WHEREAS, this Agreement relates to a Site Plan Map entitled Site Plan for Tax Lots 6 & 9, Tax Block 189, Township of Ocean, Monmouth County, New Jersey by Nelson Engineering Associates, Inc. consisting of two (2) sheets dated September 25, 2009 and last updated April 5, 2010; and

WHEREAS, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated May 20, 2010 prepared by the Township of Ocean Engineer Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey as follows:

1. It hereby authorizes the Mayor to execute and the Township Clerk to attest to a Developer's Agreement between the Township of Ocean and the Italian American Association of the Township of Ocean, Inc., subject to the following conditions first being met:
 - a. All required certificates of insurance be properly filed with the Office of the Township Clerk
 - b. Posting of Performance Guarantees in the total amount of \$15,240.00 and Inspection Fees in the amount of \$1,635.00

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided by the Township Clerk to each of the following:

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Peter S. Falvo, Jr., Esq.
5. Italian American Association of the Township of Ocean, Inc.

10-104 Accept the Performance Guarantees for the following:

a. Block 68, Lot 21 – 500 Corlies Avenue – T.B.C. Construction Group, Inc.

WHEREAS, the Township of Ocean has approved a development project on Block 68, Lot 21 also known as 500 Corlies Avenue; and

WHEREAS, the performance guarantees for this project total less than \$20,000.00; and

WHEREAS, T.B.C. Construction Group, Inc. has posted performance guarantees totaling \$5,868.00 along with engineering inspection fees totaling \$1,615.00 and the required certificate of insurance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Ocean, County of Monmouth, that all requirements for entering into a developer's agreement are hereby waived; and

BE IT FURTHER RESOLVED that the performance guarantees are hereby accepted.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the following:

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. T.B.C. Construction Group, Inc.

10-105 Authorize the Reduction of the Performance Guarantee for the following:

a. Block 1.02, Lot 73 – 1033 West Park Avenue – St. George Greek Orthodox Church

WHEREAS, St. George Greek Orthodox Church received Conditional Use, Site Plan and Variance Approvals from the Township of Ocean Planning Board by way of resolution dated September 22, 2008, for property located on Block 1.02, Lot 73, 1033 West Park Avenue to raze an existing residential building and construct a House of Worship on a 6.386 acre parcel. The development will consist of three (3) buildings: a sanctuary/chapel, an administrative/educational building and a gymnasium/social hall with a total of 236 parking spaces; and

WHEREAS, the Township Council did authorize and enter into a Developer's Agreement dated April 22, 2009 with St. George Greek Orthodox Church, for Conditional Use, Site Plan and Variance Approvals for property located on Block 1.02, Lot 73, 1033 West Park Avenue to raze an existing residential building and construct a House of Worship on 6.386 acres which will consist of three (3) buildings: a sanctuary/chapel, an administrative/educational building and a gymnasium/social hall with a total of 236 parking spaces; and

WHEREAS, St. George Greek Orthodox Church posted performance guarantees totaling \$1,164,840.00 by way of Irrevocable Letter of Credit Number SM23469W issued by Wachovia Bank, National Association, Winston Salem, NC on behalf of St. George Greek Orthodox Church in the total amount of \$1,048,356.00 together with a cash bond of \$116,484.00; and

WHEREAS, the Township Council granted a reduction of the performance guarantees to \$943,543.80 by resolution dated September 21, 2009; and

WHEREAS, the Township Council granted a second reduction of the performance guarantees to \$887,939.40 by resolution dated February 12, 2010; and

WHEREAS, St. George Greek Orthodox Church requested the second reduction be rescinded and the Township Council granted the request by way of resolution dated May 18, 2010; and

WHEREAS, the Township Clerk is in receipt of a letter from the Township Engineer's representative, Louis J. Lobosco, P.E., P.P., dated June 10, 2010 recommending a performance guarantee reduction; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, that it does hereby authorize and approve a reduction of the performance guarantee to the sum of \$675,986.76 in the form of a performance bond in the amount of \$608,388.08 and cash in the amount of \$67,598.68, pursuant to N.J.S.A. 40:55D-52.e.(1) expressly subject to the following conditions:

- (1) All required certificates of insurance be properly filed with the Office of the Township Clerk
- (2) Payment of any outstanding engineering inspection fees

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded by the Township Clerk to the following:

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. St. George Greek Orthodox Church
5. Wachovia Bank, National Association

10-106 Authorize the Release of the Performance Guarantee for the following:

a. Block 10, Lot 25 – 200 Park Avenue – Abe M. Cohen

WHEREAS, the Municipal Land Use law (N.J.S.A. 40:55D-53) permits the Township of Ocean to accept certain improvements and to release performance guarantees posted by Developers when said improvements have been certified as complete by the Township Engineer; and

WHEREAS, Abe. M. Cohen has heretofore deposited with the Township of Ocean cash performance guarantees in the amount of \$12,672.00 to guarantee the completion of all improvements on premises located on Block 10, Lot 25 also known as 200 Park Avenue; and

WHEREAS, Gregory S. Blash, P.E., representing the Township Engineer, has advised the Township Manager by letter dated June 24, 2010, a copy of which is on file in the Office of the Township Clerk and made a part hereof, that the improvements have been substantially completed and said representative of the Township Engineer recommends the acceptance of same and the release of the aforementioned cash performance guarantee subject to the posting of a maintenance guarantee in the amount of 15% (\$5,280.00) of the cost of the improvements and payment of any outstanding engineering and administrative fees; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean in the County of Monmouth, that the improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid memorandum of Gregory S. Blash, P.E. and

the performance guarantees totaling \$12,672.00 are hereby released, canceled and discharged.

BE IT FURTHER RESOLVED by the Township Council that this resolution shall not become effective unless and until the Township of Ocean is furnished with the posting of a maintenance guarantee in the amount of 15% (\$5,280.00) of the cost of the improvements and payment of outstanding engineering and administrative fees; and

BE IT FURTHER RESOLVED that a copy of this resolution, certified to be a true copy, be forwarded to the following:

1. Director of Finance
2. Director of Community Development
3. Construction Official
4. Township Engineer
5. Abe M. Cohen

Vote on all Consent Agenda Items:

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

INDIVIDUAL ACTION:

VOUCHERS: 1,008,821.90

**Township of Ocean
Department of Finance
Voucher List for July 7, 2010**

Vendor Name	Description	Amount	Contract
<u>Appropriation Reserves Payments</u>			
GOVCONNECTION INC	PD- MISC COMPUTER SUPPLIES	36.00	
GRAYBAR ELECTRIC CO	Rack Equipment	120.52	
HANBURY, RAYMOND F. JR. PHD	PD- PSYCH - RANT	500.00	
S FRANKFORD & SONS UMBRELLAS	RESTRAP CHAIRS - POOL COMPLEX	1,536.00	
SUPLEE, CLOONEY & COMPANY	2009 ANNUAL AUDIT PROF SVS	31,200.00	
<u>Total</u>		33,392.52	
<u>Total Appropriation Reserves Payments</u>			
<u>2010 Current Fund Appropriation Payments</u>			
33 EAST CAR WASH OF OCEAN	Car Wash 03/02/10 Valentino	6.00	
ABC RENTAL	Rental of lift & core drill	388.75	
ACCURINT FOR LAW ENFORCEMENT	PD-BACKGROUND SEARCHES - MAY	31.00	
AFLAC - NEW YORK - FLEX ONE	MAY 2010 MEDFLEX ADMIN FEES	25.00	
AMERICAN UNIFORM & SUPPLY CO	PD- DISPATCHER PANTS-MATEJCZYK	39.99	
ASSOCIATION ADVISORS	2010 STREETLIGHT REIMBURSEMENT	242.40	
ASSOCIATION ADVISORS	2010 SNOW REMOVAL	422.77	

MEETING MINUTES

JULY 7, 2010

ASSOCIATION ADVISORS	2010 GARBAGE REIMBURSEMENT	4,484.40
BARG'S LAWN & GARDEN SHOP INC	May misc lawn mower parts	362.35
BELL, W T	Conducting 5/2/10 Nature Walk	100.00
BENDINER & SCHLESINGER INC	DRUG SCREENS APRIL	1,138.00
BENDINER & SCHLESINGER INC	DRUG SCREENS MAY	1,404.50
BETH WOHR	REFUND OF REC SOCCER REG FEE	40.00
BROWN, SANFORD ESQ	PB Meeting 04/26/10 & reviews	512.50
BROWN, SANFORD ESQ	PB meeting 05/10/10	412.50
BUTTIGLIERI, VINCENT CMC	JUNE 2010 PETTY CASH	134.79
CARUSO, TOM	Expenses mandatory seminar	135.20
CDW GOVERNMENT INC	Maintenance Kit HP 4250	240.00
CEDAR VILLAGE OCEAN	2010 SNOW REMOVAL	3,517.49
CEDAR VILLAGE OCEAN	2010 STREETLIGHT REIMBURSEMENT	1,636.20
CENTRAL TOWING & RECOVERY INC	Tow vehicle to Bergey's Trk	446.00
CLEARVIEW CINEMA GROUP INC	REC CAMP OUTINGS JUNE & JULY	1,335.00
CMF BUSINESS SUPPLIES	PAPER FOR MUNICIPAL OFFICES	1,428.48
CODED SYSTEMS LLC	CODE SUPPLEMENTATION NO. 43	3,257.35
CONTINENTAL LAND DEVELOPERS	2010 GARBAGE REIMBURSEMENT	26,728.80
COTSWOLD GREEN CONDO ASSOC INC	2010 SNOW REMOVAL	744.08
COTSWOLD GREEN CONDO ASSOC INC	2010 STREETLIGHT REIMBURSEMENT	363.60
COUNTY TAX ADMINISTRATOR	2010 notification post cards	2,248.80
DELTA DENTAL PLAN OF NJ	July Dental Insurance	10,391.71
ELECTRONIC RISK CONSULTANTS IN	PYT. EQUIP. MAINT. INS. POL.	21,402.78
ENCON MECHANICAL CORP	Replace transformer in Library	407.50
ENCON MECHANICAL CORP	Replace filters Human Services	344.00
ENCON MECHANICAL CORP	Belt replaced in the Gym	164.00
ENCON MECHANICAL CORP	Service call for West Park Rec	41.00
ENCON MECHANICAL CORP	Replace blower mechanism	690.00
ENCON MECHANICAL CORP	Replace filters at WPR	476.00
FARRUGGIA, SALVATORE	CELL PHONE FEB.- APR. 2010	75.00
FEDEX	LIQUOR LICENSE RENEWALS	23.10
FLAGSHIP HEALTH SYSTEMS INC	July Flagship Dental Ins	766.89
FORT DEARBORN LIFE INS CO	July Life Insurance	743.28
GEESE CHASERS LLC	EGG ADDDLING	680.00
GEESE CHASERS LLC	GEESE CONTROL JUNE	862.33
GIANNONE, SUSAN	INSTRUCTOR LIFEGUARD	500.00
GILES & RANSOME INC	May misc loader parts	85.90
GOLF CAR SPECIALITIES LLC	UTILTITY CARTS CTGC JUNE	140.00
GOLF CAR SPECIALITIES LLC	GOLF CAR LEASE JUNE	2,070.00
GOVCONNECTION INC	Misc Toners	1,867.00
GOVCONNECTION INC	Maintenance Kit and Printer	141.00
HALSEY, MATTHEW	SUPERVISE VOLLEYBALL MAY-JUNE	156.00
HANBURY, RAYMOND F. JR. PHD	PD- PSYCH EVAL NEW HIRE #282	500.00
HANDI-LIFT SERVICE CO INC	Renewal of service contract	945.00
HEARTLAND SERVICES INC	JUNE CTGC CREDIT CARD	796.70
HIDDEN MEADOWS CONDO ASSOC	2010 STREETLIGHT REIMBURSEMENT	1,454.40
JAMES HIGGINS ASSOCIATES	PB & BOA Meeting Attendance	400.00
JERSEY CENTRAL POWER & LIGHT	June street lighting	19,739.03
JIM CURLEY PONTIAC GMC TRUCK	May misc parts	143.01
JOHNNY ON THE SPOT INC	UNITS AT CTGC/PALAIA PARK JUNE	159.71
JUNGLE LASER LLC	NAT'L GEOMATICA 5/1/10-6/3/10	2,885.00
JUNGLE LASER LLC	NATGEO ANNUAL BKFLW INSP PROD	600.00
KELLY WINTHROP, LLC.	Removal of dead deer	100.00
LANGUAGE LINE SERVICES	April Language Line Interpret	34.00
LANGUAGE LINE SERVICES	PD-PHONE INTERPRETATION- MAY	5.17
LANIGAN ASSOCIATES INC	PD- ROAD FLARE REPLENISHMENT	495.00
LEON S AVAKIAN INC	THRU 6/10-DPW YARD IMP,SHARON	1,257.50
LEON S AVAKIAN INC	THRU 6/10-POPLAR VILL FEMA APP	355.00
LERTCH RECYCLING CO	May recycle brush	11,922.96
LESCO - PROX	Marking paint for ball fields	579.80
LINE SYSTEMS, INC.	JUNE 2010 PHONE SERVICE CHARGE	4,520.73
LL ENTERPRISES LLC	PD- REPLACEMENT PHONE	50.00
LL ENTERPRISES LLC	PD- BLUETOOTH - CHIEF	64.00
LOWES INC	May misc building supplies	385.37
MAJOR POLICE SUPPLY	PD- NEW VEHICLE EQUIPMENT	441.30
MARGARET RYAN	REFUND OF LIFEGUARD CERT REG	145.00
MC MAHON, WILLIAM	Cell phone reimbursement	25.00

MEETING MINUTES

JULY 7, 2010

MIDDLEBROOK AT MONMOUTH	2010 GARBAGE REIMBURSEMENT	40,670.40	
MILMOE, ALEXANDER	SUPERVISE WRESTLING MAY/JUNE	130.00	
MILWIN FARMS HOMEOWNERS ASSOC	2010 STREETLIGHT REIMBURSEMENT	606.00	
MONMOUTH COUNTY TREASURER	VOTER REGISTRY LABELS - 1 SET	5.50	
MONMOUTH COUNTY TREASURER	POSTAGE PRIMARY ELECTION	1,390.75	
MOORE WALLACE NORTH AMERICA	CERT PAPER 8-1/2x14 REG-42B	133.16	
NEOPOST, INC.	postal machine ink cartridge	164.94	
NJ NATURAL GAS CO	May gas usage	4,171.23	
NJ ST LEAGUE OF MUNICIPALITIES	ANNUAL LEAGUE MEMBERSHIP	1,755.00	
NJ STATE HEALTH BENEFITS FUND	June Health Insurance	147,858.97	
NJAWC	May water usage	7,059.73	
NJCM	2010 NJCM ANNUAL MAYORAL	695.00	
PETERS, STEVEN	PD- REIMBURSEMENT PHONE CLIPS	84.00	
PROVIDENT CT CONDOMINIUM	2010 SNOW REMOVAL	202.93	
PROVIDENT CT CONDOMINIUM	2010 STREETLIGHT REIMBURSEMENT	121.20	
R&H AUTO SPRING & TRUCK	Misc parts for sani truck #1	534.93	
R&H AUTO SPRING & TRUCK	Misc parts for truck #96	527.04	
RUDERMAN & GLICKMAN PC	4/28-5/31 LABOR RELATIONS MATT	5,286.00	C0-0002
S & S WORLDWIDE INC	POOL CRAFTS SUPPLIES	654.17	
SEACOAST CHEVROLET OLDSMOBILE	May misc parts	66.65	
SHARON BUTTERFIELD	REFUND OF SUMMER REC CAMP REG	50.00	
SHEARON ENVIRONMENTAL DESIGN	CTGC MAINTENANCE JUNE	24,106.67	
SPRINT PO MANAGEMENT	PD- NEXTEL SERV PLAN - MAY	832.03	
STEINBERG, MARK A ESQ	BOA MTG 06/15/10 & Resolution	250.00	
THE COMPLETE PRACTITIONER	ANNUAL SUBSCRIPTION	89.00	
THE MANOR @ WAYSIDE	2010 SNOW REMOVAL	3,196.18	
THE MANOR @ WAYSIDE	2010 STREETLIGHT REIMBURSEMENT	1,212.00	
THE NEW COASTER LLC	6/17/10 LEGAL AD-PROPERTYROOM.	12.40	
THE NEW COASTER LLC	6/24 LEGAL ADVERTISEMENTS	81.22	
TOWNE HARDWARE	May misc maint supplies	75.33	
TRAFFIC & PARKING CONTROL	Misc sign supplies	535.35	
TREASURER STATE OF NJ	CMFO CERTIFICATION RENEWAL	50.00	
TRICO EQUIPMENT SERVICES LLC	April misc parts	739.19	
TRICO EQUIPMENT SERVICES LLC	Misc parts for #49 loader	7,562.96	
TWP OCEAN GENERAL CAPITAL	TRANSFER BUDGET APPRO TO G/C	94,000.00	
TWP OF OCEAN DEF SICK LEAVE FD	TRANSFER BUDGET APPRO TO DSL	150,000.00	
TWP OF OCEAN DEF VACATION LEAV	TRANSFER BUDGET APPRO TO DVL	60,000.00	
TWP OF OCEAN PAYROLL ACCOUNT	TWP Share PERS Laughlin	115.87	
TWP OF OCEAN RECREATION ACCT	1st INSTALLMENT SOCCER REFS	5,200.00	
TWP OF OCEAN SEWERAGE AUTH	3rd qtr sewerage payment	2,336.10	
TWP OF OCEAN SUI ACCOUNT	TRANS 2010 BUDGET	25,000.00	
US 1 AUTO PARTS	May misc parts	205.32	
US POSTAL SVS(NEOPOST ON CALL)	REPLENISH POSTAGE IN METER	5,000.00	
VALENTINO, JOSEPH	Jan/Feb/Mar Cell Reimbursement	75.00	
VANTAGEPOINT TRANSFER AGENTS	Retiree Health Benefits	4,431.92	
VERIZON	TELEPHONE & ISDN SERVICE 7/10	436.34	
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - JUNE	400.14	
VERIZON WIRELESS	PD- AIRCARD SERV PLAN - JUNE	440.15	
VERIZON WIRELESS	Air Cards for Public Works	120.07	
W B MASON CO INC	OFF. SUPPLIES AS PER ATTACHED	830.85	
W W GRAINGER INC	May misc supplies	218.33	
WANAMASSA GARDEN ASSOCIATES	2010 GARBAGE REIMBURSEMENT	2,930.40	
WEST CUSTOMER SERVICE	NJ Stat 2010 pocket parts	345.00	
WEST CUSTOMER SERVICE	Updated regulations	69.00	
WPCS INT'L INC - LAKEWOOD	PD- 3rd QRT MAINTENANCE	5,100.00	
<u>Total</u>		750,021.54	
<u>Non Budget Account Payments</u>			
WACHOVIA BANK, TRUSTEE FOR	TAX OVERPAYMENT BL 216 L 10	4,813.94	
<u>Total Non Budget Account Payments</u>		4,813.94	
<u>Total 2010 Current Fund Appropriations Payments</u>		754,835.48	
<u>General Capital Payments</u>			
ATLANTICOM COMMUNICATION	PD- RADIO PROJECT PHASE II	4,012.00	
CHAMBERS ELECTRIC CO INC	PD- RADIO PROJECT PHASE II	700.00	

MEETING MINUTES

JULY 7, 2010

GOVCONNECTION INC	Printer	82.00	
GOVCONNECTION INC	PD- RADIO PROJECT PHASE II	600.00	
GRAYBAR ELECTRIC CO	48 port patch panel	193.50	
IDEAL LUMBER & SUPPLY CO	Misc supplies for Radio Tower	55.08	
LEON S AVAKIAN INC	THRU 6/10-2009 RD PROG-SUNSET	3,798.75	C9-0005
S FRANKFORD & SONS UMBRELLAS	CHAIRS & UMBRELLAS POOL FAC.	3,312.00	
SEMCOR EQUIPMENT & MFG CORP	One day rental vibratory mach	97.00	
WPCS INT'L INC - LAKEWOOD	PD- DIGITAL RADIO SYS PHASE I	23,089.17	
WPCS INT'L INC - LAKEWOOD	PD/CAP- DIGITAL RADIO PROJECT	51,136.88	
WPCS INT'L INC - LAKEWOOD	PD- RADIO PROJECT-PHASE II	5,556.00	
WPCS INT'L INC - LAKEWOOD	PD/CAP- RADIO PROJECT PHASE II	10,851.75	
<u>Total</u>		103,484.13	
<u>Total General Capital Payments</u>		103,484.13	
<u>Grants Payments</u>			
DELTA DENTAL PLAN OF NJ	July Dental Insurance	111.65	
LEON S AVAKIAN INC 00001	THRU 6/2010-OCEAN GLADES	400.00	C9-
NJ STATE HEALTH BENEFITS FUND	June Health Insurance	1,411.32	
<u>Total</u>		1,922.97	
<u>Total Grants Payments</u>		1,922.97	
<u>TORTA Payments</u>			
SHARON BUTTERFIELD	TORTA REFUND BUSSING	25.00	
TWP OF OCEAN PAYROLL ACCOUNT	TORTA 6/25/10 PAYROLL	2,011.50	
<u>Total</u>		2,036.50	
<u>Total TORTA Payments</u>		2,036.50	
<u>Trust Other Payments</u>			
BEVIN IRVIN BUILDERS INC	PERF REDUCTION ON HOLBROOK	9,567.50	
BROWN & CONNELLY, LLC	REZONING OAKHURST COUNTRY	62.50	
BROWN, SANFORD ESQ	PB Reviews and Resolutions	362.50	
BROWN, SANFORD ESQ	COAH litigation reviews	1,905.00	
CLARKE CATON HINTZ	MAR-MAY 2010 AFFORDABLE	10,088.00	C9-0016
CLARKE CATON HINTZ	MAR-MAY AFFORDABLE HOUSING	123.06	
CLARKE CATON HINTZ	MAR/APR AFFORDABLE HOUSING	273.00	C0-0004
JAMES HIGGINS ASSOCIATES	Reviews Yeshiva of Ocean	462.50	
JAMES HIGGINS ASSOCIATES	Landscape Inspections	1,687.50	
JAMES HIGGINS ASSOCIATES	REZONING OAKHURST COUNTRY	93.75	
JASON A VOLET LLC	6/22610 PUBLIC DEFENDER SERV	250.00	
JEFFREY R SURENIAN & ASSOC LLC	MAR 2010 MOUNT LAUREL	7,401.86	C0-0005
JEFFREY R SURENIAN & ASSOC LLC	MAR 2010 MOUNT LAUREL	2,456.63	C9-0014
LAUGHLIN, SCOTT	Scibal Check 44473	754.42	
LEON S AVAKIAN INC	THRU MAY 8,2010-RAY CATENA	255.00	
LEON S AVAKIAN INC	THRU 6/2010-COAH LAWSUIT	202.50	
LEON S AVAKIAN INC	THRU 6/2010-VARIOUS INSPECTION	16,263.75	
MASER CONSULTING, P.A.	MAY 2010-MECCIA SUBDIVISION	542.50	
MASER CONSULTING, P.A.	MAY/JUN 2010 VARIOUS INSPECTIO	7,406.25	
MGO GROUP OF COMPANIES	MAINT REL ON 34 NORTHWOODS	5,154.15	
NJ DIVISION OF TAXATION	JUNE 2010 SALES TAX COLLECTED	948.13	
OCEAN TOWNSHIP AUTO BODY	REPAIR 2010 FORD CROWN VIC.	4,092.75	
RAY CATENA LEXUS OF	PERF RELEASE ON CINDY LN PHIIB	7,012.53	
RAY CATENA LEXUS OF	MAINT REL ON CINDY LANE PH IIA	988.25	
RYAN'S AUTO BODY	SUPPLEMENTAL PARTS 11/24/9 MVC	48.03	
TWP OF OCEAN CURRENT FUND	Off Duty Police Car/Admin	1,633.75	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Sick Pay Napoli	9,930.05	
TWP OF OCEAN PAYROLL ACCOUNT	Deferred Vacation Napoli	7,609.66	
TWP OF OCEAN PAYROLL ACCOUNT	Off Duty Police 6/25/2010	6,305.00	
US BANK CUST FOR PRO CAPITAL I	REDEMPTION 25.15 36 #09-00010	599.84	
US BANK-CUST/SASS MUNI V DIR	REDEMPTION 26.08 18 09-00013	6,870.54	
VIRTUAL F/X	REP. POLICE CAR LETTERING 4/9	150.00	
WILLMS, DOUGLAS	Comp from Scibal Check 44261	1,050.42	

MEETING MINUTES

JULY 7, 2010

WILLMS, DOUGLAS	Twp Share of Scibal Ck 44261	537.58
<u>Total</u>		<u>113,088.90</u>
	<u>Total Trust Other Payments</u>	<u>113,088.90</u>
	<u>Animal Control Trust Payments</u>	
NJ STATE DEPT OF HEALTH	MAY STATE DOG LICENSE REPORT	57.00
TWP OF OCEAN CURRENT FUND	MAY 2010 DOG POSTAGE	4.40
<u>Total</u>		<u>61.40</u>
	<u>Total Animal Control Trust Payments</u>	<u>61.40</u>
 <u>Total Bill List for July 7, 2010</u>		
	Appropriation Reserve Total	<u>33,392.52</u>
	Current Fund Total	<u>754,835.48</u>
	General Capital Fund Total	<u>103,484.13</u>
	State & Federal Grant Total	<u>1,922.97</u>
	Law Enforcement Trust Total	
	TORTA Total	<u>2,036.50</u>
	Trust Other Total	<u>113,088.90</u>
	Animal Control Total	<u>61.40</u>
	Bid Deposit Refund	
	State Unemployment Trust	
	Trust Assessment Fund	
	Total of All Funds	<u>1,008,821.90</u>

RESOLUTIONS:

10-107 Authorize the Tax Collector to place a lien on the following Township properties:

a. Block 111, Lot 17 – 2103 Appleby Drive - \$91.36

WHEREAS, property located within the Township of Ocean, commonly known as Block 111, Lot 17 (2103 Appleby Drive), has been cited by the Township Code Enforcement Officer as a public health nuisance, and

WHEREAS, said public health nuisances were not abated in a reasonable time period, the Code Enforcement Officer, instructed the Department of Public Works to clean the said property, and

WHEREAS, the cost to abate said nuisance was \$91.36, and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property.

BE IT FURTHER RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien of \$91.36 on property known as Block 111, Lot 17 (2103 Appleby Drive), for costs incurred by the Township to abate a public health nuisance.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the following:

1. Director of Finance
2. Code Enforcement Officer
3. Superintendent of Public Works

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

b. Block 22, Lot 93 – 214 West Morgan Avenue - \$182.73

WHEREAS, property located within the Township of Ocean, commonly known as Block 22, Lot 93 (214 West Morgan Avenue), has been cited by the Township Code Enforcement Officer as a public health nuisance, and

WHEREAS, said public health nuisances were not abated in a reasonable time period, the Code Enforcement Officer, instructed the Department of Public Works to clean the said property, and

WHEREAS, the cost to abate said nuisance was \$182.73, and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property.

BE IT FURTHER RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien of \$182.73 on property known as Block 22, Lot 93 (214 West Morgan Avenue), for costs incurred by the Township to abate a public health nuisance.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the following:

1. Director of Finance
2. Code Enforcement Officer
3. Superintendent of Public Works

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

c. Block 25.18, Lot 1 – 198 Elmwood Road - \$182.73

WHEREAS, property located within the Township of Ocean, commonly known as Block 25.18, Lot 1 (198 Elmwood Road), has been cited by the Township Code Enforcement Officer as a public health nuisance, and

WHEREAS, said public health nuisances were not abated in a reasonable time period, the Code Enforcement Officer, instructed the Department of Public Works to clean the said property, and

WHEREAS, the cost to abate said nuisance was \$182.73, and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property.

BE IT FURTHER RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien of \$182.73 on property known as Block 25.18, Lot 1 (198 Elmwood Road), for costs incurred by the Township to abate a public health nuisance.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the following:

1. Director of Finance
2. Code Enforcement Officer
3. Superintendent of Public Works

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

d. Block 38, Lot 82 – 19 Sharon Drive - \$340.12

WHEREAS, property located within the Township of Ocean, commonly known as Block 38, Lot 82 (19 Sharon Drive), has been cited by the Township Code Enforcement Officer as a public health nuisance, and

WHEREAS, said public health nuisances were not abated in a reasonable time period, the Code Enforcement Officer, instructed the Department of Public Works to clean the said property, and

WHEREAS, the cost to abate said nuisance was \$340.12, and

WHEREAS, said cost may be assessed to the property owner through a lien against the affected property.

BE IT FURTHER RESOLVED, that the Tax Collector of the Township of Ocean be authorized to place a lien of \$340.12 on property known as Block 38, Lot 82 (19 Sharon Drive), for costs incurred by the Township to abate a public health nuisance.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the following:

1. Director of Finance
2. Code Enforcement Officer
3. Superintendent of Public Works

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-108 Approve a Chapter 159 for the following Grants:

a. Monmouth County Alcohol and Drug Abuse Grant

**CHAPTER 159 RESOLUTION
MONMOUTH COUNTY ALCOHOL AND DRUG ABUSE GRANT**

WHEREAS, N.J.S.A.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for any equal amount, and

WHEREAS, the Township of Ocean initially was awarded \$42,812.00 from the Monmouth County Department of Human Services Division of Mental Health And Addiction Services but received funding of \$44,499.00 for the Fiscal Year 2010 Monmouth County Alcohol and Drug Abuse Grant and

WHEREAS, the 2010 budget needs to be amended to include the \$1,687.00 received in excess of the initial award, a copy of which is attached, and

NOW, THEREFORE BE IT RESOLVED that the Township of Ocean, County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget year 2010 the sum \$1,687.00 which is now available as revenue from the Monmouth County Department of Human Services Division of Mental Health and Addiction Services..

BE IT FURTHER RESOLVED that a like sum is hereby appropriated under the caption of:

Monmouth County Alcohol and Drug Abuse Grant 2010

Other Expenses.....\$ 1,687.00

BE IT FURTHER RESOLVED that two copies of this resolution be forwarded to the following

1. Director, Division of Local Government Services
PO Box 803, Trenton NJ 08625-0803
2. Director of Public Works
3. Director of Finance
4. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

b. 2010 Clean Communities Grant

**CHAPTER 159 RESOLUTION
CLEAN COMMUNITIES GRANT**

WHEREAS, N.J.S.A.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for any equal amount, and

WHEREAS, the Township of Ocean initially was awarded \$42,031.00 from the New Jersey Department of Environmental Protection but received \$51,244.32 for the Fiscal Year 2010 Clean Communities Program and

WHEREAS, the 2010 budget needs to be amended to include the \$9,213.32 received in excess of the initial award, a copy of which is attached, and

NOW, THEREFORE BE IT RESOLVED that the Township of Ocean, County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget year 2010 the sum \$9,213.32 which is now available as revenue from the State of New Jersey Department of Environmental Protection.

BE IT FURTHER RESOLVED that a like sum is hereby appropriated under the caption of:

Clean Communities Grant 2010
Salary and Wages.....\$: 9,213.32

BE IT FURTHER RESOLVED that two copies of this resolution be forwarded to the following

1. Director, Division of Local Government Services
PO Box 803, Trenton NJ 08625-0803
2. Director of Public Works
3. Director of Finance
4. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

c. DYFS Parent Child Visitation Grant

**CHAPTER 159 RESOLUTION
DYFS PARENT/CHILD VISITATION GRANT**

WHEREAS, N.J.S.A.40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for any equal amount, and

WHEREAS, the Township of Ocean initially was awarded \$27,471.00 from the New Jersey Department of Health and Human Services Division of Youth and Family Services but received funding of \$44,116.00 for the Fiscal Year 2010 DYFS Parent/Child Visitation Grant, and

WHEREAS, the 2010 budget needs to be amended to include the \$16,645.00 received in excess of the initial award, a copy of which is attached, and

NOW, THEREFORE BE IT RESOLVED that the Township of Ocean, County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget year 2010 the sum \$16,645.00 which is now available as revenue from the State of New Jersey Department of Health and Human Services Division of Youth and Family Services.

BE IT FURTHER RESOLVED that a like sum is hereby appropriated under the caption of:

DYFS Parent/Child Visitation Grant 2010

Other Expenses.....\$ 16,645.00

BE IT FURTHER RESOLVED that two copies of this resolution be forwarded to the following

1. Director, Division of Local Government Services
PO Box 803, Trenton NJ 08625-0803
2. Director of Public Works
3. Director of Finance
4. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

d. Alcohol Education and Rehabilitation Grant

**CHAPTER 159 RESOLUTION
MUNICIPAL COURT ALCOHOL EDUCATION,
REHABILITATION AND ENFORCEMENT FUND
N.J.S.A. 26:2B-35(B)(3)**

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2010 BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said director may also approve the insertion of any item of appropriation for equal amount, and

WHEREAS, the Township of Ocean has received from the State of New Jersey funds to dispose of DWI cases in the amount of \$351.91

NOW, THEREFORE, BE IT RESOLVED, that the Township of Ocean, County of Monmouth, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2010 in the sum of \$351.91 for the purpose of maintaining the municipal court which may include payments to municipal prosecutors and other municipal court personnel for DWI related work performed in addition to their regular hours for which item is now available as a revenue from the Administrative Office of the Courts, State of New Jersey.

BE IT FURTHER RESOLVED, that a like sum of \$351.91 be and the same is hereby appropriated under the caption of:

Municipal Court Alcohol Education, Rehabilitation and Enforcement Grant.
 Municipal Prosecutor – Salary and Wages \$200.00
 Municipal Court – Salary and Wages \$151.91

BE IT FURTHER RESOLVED, that two certified copies of this resolution are to be filed with

1. Director of the Division of Local Government Services.
2. Director of Finance
3. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

e. COPS in Shops Summer Shore Initiative Grant

**CHAPTER 159 RESOLUTION
NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
COPS IN SHOPS – SUMMER SHORE INITIATIVE 2010 GRANT**

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2010 BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said director may also approve the insertion of any item of appropriation for equal amount, and

WHEREAS, the Township of Ocean has been awarded \$1,600.00 from the State of New Jersey Department of Law and Public Safety Division of Alcoholic Beverage Control COPS in Shops – Summer Shore Initiative 2010 grant,

NOW, THEREFORE, BE IT RESOLVED, that the Township of Ocean, County of Monmouth, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2010 in the sum of \$1,600.00 for the purpose of paying the salaries of officers who are actively operating within establishments selling alcoholic beverages within the Township of Ocean for which item is now available as a revenue from the New Jersey Department of Law and Public Safety Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED, that a like sum of \$1,600.00 be and the same is hereby appropriated under the caption of:

COPS in Shops – Summer Shore Initiative 2010 Grant

Salary and Wages \$1,600.00

BE IT FURTHER RESOLVED, that two certified copies of this resolution are to be filed with

1. Director of the Division of Local Government Services.
2. Director of Finance
3. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-109 Authorize the Inter-local Services Agreement between the Township of Ocean and City of Long Branch for animal control services

WHEREAS, N.J.S.A. 40:8A-1 authorizes a municipality to enter into a contract with another municipality for the joint provision of services; and

WHEREAS, the Township of Ocean and the City of Long Branch are desirous of entering into an agreement whereby the City of Long Branch will provide animal control services to the Township of Ocean for the period January 1 through December 31, 2010, pursuant to an Agreement being entered into by both parties; and

WHEREAS, the said Agreement provides for the aforementioned services being provided by the City of Long Branch at a cost not to exceed \$32,475.00 for said period; and

WHEREAS, the Director of Finance has certified that funds will be made available by the Governing Body in the Township of Ocean 2010 Municipal Budget, Account #0-01-27-788-247, Animal Control Contractual Services; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that the Mayor and Municipal Clerk are hereby authorized to execute and deliver the Inter-local Services Agreement to the City of Long Branch for the joint provision of animal control services for the period January 1 through December 31, 2010 at a cost not to exceed \$32,475.00; and

FURTHER BE IT RESOLVED that said Agreement shall be maintained in the Office of the Municipal Clerk and available for public inspection during regular business hours; and

FURTHER BE IT RESOLVED that a certified copy of this resolution shall be forwarded to the following:

1. Director of Community Development
2. Director of Finance
3. City of Long Branch

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-110 Authorize the purchase for radio communications equipment from Motorola through WPCS International, Inc., Lakewood, NJ, under State Contract A53804, in the amount of \$25,212.00

AUTHORIZE THE PURCHASE OF RADIO EQUIPMENT FROM MOTOROLA FOR A TOTAL OF 25,212.00 UNDER THE STATE OF NEW JERSEY CONTRACT NUMBER A53804

WHEREAS, the Township of Ocean has been awarded \$25,845.00 from the County of Monmouth as administrators of the Federal Recovery Act : Edward Byrne Memorial Justice Assistance Grant (JAG) 2009; and

WHEREAS, in the past, the Township of Ocean, Monmouth County has availed itself of the right to purchase materials, supplies and equipment under contracts for such materials,

supplies and equipment entered into on behalf of the State of New Jersey pursuant to N.J.S.A. 40A:11-10; and

WHEREAS, it is desirable from time to time to obtain materials, supplies and equipment under contracts for such items through the State of New Jersey without the necessity of advertising for bids, or in the cases where no bids have been received; and

WHEREAS, the Township of Ocean, Monmouth County wishes to utilize said JAG grant funding for the purchase of Motorola portable radios which will allow interoperability during multi-jurisdictional operations under state contract # A53804 entered into on behalf of the State of New Jersey by said Council during the year 2010; and

WHEREAS, the Chief Financial Officer has certified that there are available funds under the Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program, account # G-02-41-895-301;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Township of Ocean, County of Monmouth, State of New Jersey, that the purchase by the Township of Ocean, Monmouth County for a radio communications equipment be conducted from Motorola through WPCS International Inc, Lakewood, NJ for a total of \$25,212.00 under State of New Jersey Contract A53804

BE IT FURTHER RESOLVED, that a certified copy of this resolution are to be filed with

1. Director of Finance
2. Township Auditor
3. Police Department

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-111 Authorize the Mayor and Municipal Clerk to execute the Shared Services Agreement with the Borough of Eatontown to provide Emergency Dispatch Services for the three year period July 1, 2010 through June 30, 2013

WHEREAS, the Uniformed Shared services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes joint activities among municipalities and was enacted with the intent to facilitate and promote shared services agreements; and

WHEREAS, the Borough of Eatontown is in need of an emergency dispatch services provider; and

WHEREAS, the Township of Ocean is able and willing to provide said services to the Borough of Eatontown for a three year period from July 1, 2010 through June 30, 2013; and

WHEREAS, the Borough of Eatontown agrees to pay the Township of Ocean the following fee to provide emergency dispatch services:

Year 1	\$15,000.00
Year 2	\$16,000.00
Year 3	\$17,000.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth that the Mayor and Municipal Clerk are hereby authorized to execute and deliver the Inter-local Services Agreement between the Township of Ocean and the Borough of Eatontown for said emergency dispatch services for the three (3) year period extending from July 1, 2010 through June 30, 2013; and

BE IT FURTHER RESOLVED that said Agreement shall be maintained in the Office of the Municipal Clerk and available for public inspection during regular business hours; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the following:

1. Township Manager
2. Director of Finance
3. Police Chief
4. Municipal Clerk, Township of Eatontown

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-112 Authorize the Tax Collector to issue a refund to property owners who have received a favorable tax appeal

RESOLUTION AUTHORIZING THE CANCELATION OF 2008 AND 2009 TAXES AND REFUNDING THE TAX OVERPAYMENTS FROM 2008 AND 2009 RESULTING FROM NEW JERSEY STATE TAX COURT JUDGMENT

WHEREAS, the State of New Jersey Tax Court have rendered judgments on appeals made by tax payers regarding the property assessment of various properties, and,

WHEREAS, there are properties which had their property assessment reduced by the State of New Jersey Tax Court resulting in a reduction in the total taxes to be paid to the Township of Ocean for the years 2008 and 2009, and,

WHEREAS, proper procedures require that the 2008 and 2009 tax assessments be adjusted and refunds be made for taxes overpaid in 2008 and 2009 that resulted from New Jersey Tax Court judgments reducing the property assessment reflected in the Tax Assessor's Field Book for 2008 and 2009;

NOW, THEREFORE, BE IT RESOLVED, by the Township council of the Township of Ocean, County of Monmouth and State of New Jersey that it does hereby authorize the Tax Collector to adjust the 2008 and 2009 tax assessment based on the State Tax Board Judgment and the Director of Finance to refund the tax overpayment for 2008 and 2009 taxes as listed below:

MEETING MINUTES

JULY 7, 2010

Block/Lot	Property Owner	Property Address	Tax Overpayments		Total
			2008	2009	Refund
216 / 10	Trustee for A. Rabstein	1011 HIGHWAY 35	-	4,813.94	4,813.94
Totals			-	4,813.94	4,813.94

BE IT FURTHER RESOLVED That a copy of the within resolution be forwarded to the following:

1. Tax Collector
2. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-113 Authorize the Tax Collector to sell all municipal liens at a Tax Sale and establish associated fees to accompany said sale.

RESOLUTION AUTHORIZING 2010 TAX SALE AND SETTING FEES

WHEREAS, the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, desires to collect all taxes, assessments, and other municipal charges that are now delinquent; and

WHEREAS, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2009 on October 20th 2010 at 10:00 AM in a manner prescribed by N.J.S.A. 54-5-19, and as amended by Chapter 99, Public Laws of 1997 and

WHEREAS, in lieu of any two publications, the Tax Collector is directed to mail notice to the property owner and to any person or entity entitled to notice of foreclosure pursuant to section 20 of P.L. 1948, c. 96 (C. 54:5-104.48) may be given by regular or certified mail, the costs of which shall be added to the cost of the sale in addition to those provided in R.S. 54:5-38, not to exceed \$25.00 for each set of notices for a particular property.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, that the Tax Collector is hereby authorized to advertise for two consecutive weeks and directed to sell all municipal liens in accordance with New Jersey Law, and as stated above.

BE IT FURTHER RESOLVED, that a copy of the within Resolution be forwarded to the following:

1. Director of Finance
2. Deputy Tax Collector
3. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-114 Setting the 2010 Interest Rates and Penalties for Delinquent Taxes.

SETTING 2010 INTEREST RATES

AND PENALTIES FOR DELINQUENT TAXES AND ASSESSMENTS

WHEREAS, N.J.S.A.54: 4-67 et seq., permits the Governing Body to fix the rate of interest to be charged for the non-payment of taxes, assessments or other municipal charges.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Ocean, County of Monmouth that:

1. The rate of interest on unpaid taxes, assessments or other municipal charges shall be eight (8%) percent per annum on the first One Thousand Five Hundred (\$1,500.00) Dollars of delinquent taxes, assessments or other municipal charges that become delinquent after the due date and eighteen (18%) percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) Dollars to be calculated from the date the tax, assessments or other municipal charges was payable until the date of actual payment, provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which the same became payable and, where the 10th falls on a Saturday, Sunday or legal holiday, than they will be payable the next working day; and,
2. In addition to the interest provided above, on all delinquencies in excess of Ten Thousand (\$10,000.00) Dollars not paid prior to the end of the fiscal year, the Tax Collector shall also collect a penalty of six (6%) percent of the amount of the delinquency in excess of Ten Thousand (\$10,000.00)
3. For all taxes, assessments, and other municipal charges sold as tax liens to outside lien holders or struck to the Township of Ocean, a redemption penalty shall be charge for an additional two (2%) percent when the redemption is over \$200.00 but not over \$5,000.00; four (4%) percent when the redemption is over \$5,000.00 but less than \$10,000.00 and six (6%) percent for redemptions in excess of \$10,000.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the following:

1. Tax Collector
2. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-115 Amend the confirming resolution for Howard Avenue, Wilson Avenue, Overbrook Avenue, Hillcrest Avenue, Maple Avenue, Carole Drive, Lloyd Place and Robin Drive curbing, sidewalk and apron improvements

WHEREAS, Ordinance 2106 authorized the installation of curbs, sidewalks and driveway aprons along Howard Avenue, Wilson Avenue, Overbrook Avenue, Hillcrest Avenue, Maple Avenue, Carole Drive, Lloyd Place, and Robin Drive; and

WHEREAS, The Township Engineer did make a physical inspection of the improvements installed and the Director of Finance has compiled the costs involved for each property owner affected, a copy of which is attached; and

WHEREAS, THE Township Council of the Township of Ocean did confirm said assessments with the approval of Resolution 10-056 on April 19, 2010; and

WHEREAS, after further review, it was determined that Block 105 Lot 19 was sub divided subsequent to the adoption of ordinance 2106 and the assessment of \$2,168.04 previously approved for Block 105, Lot 19 should be prorated between the sub divided lots for an assessment of \$670.00 for Block 105 Lot 19.01 and \$1,498.04 for Block 105 Lot 19.02;

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Ocean, County of Monmouth, State of New Jersey, that authorization is hereby given to prorate the assessment for Block 105, Lot 19 between the sub divided lots for an assessment of \$670.00 for Block 105 Lot 19.01 and \$1,498.04 for Block 105 Lot 19.02; and

BE IT FURTHER RESOLVED, that the amount shown by the said apportionment of such cost and expense of said improvement be and the same is hereby assessed upon the owners of lands and real estate actually, peculiarly and specially benefited by such improvements as set forth in the report; and

BE IT FURTHER RESOLVED, that the due date for the first payment is June 1, 2010 with a sixty day grace period ending July 30, 2010 in which either a lump sum payment or the first (1st) installment be made. Subsequent payments for those electing the installment plan shall be July 1st of each of the following five (5) years; and

BE IT FURTHER RESOLVED, that pursuant to N.J.S.A. 40:56:32 that when any assessment shall not be paid within the 2 month grace period ending July 30, 2010, the entire balance of the assessment due shall become and be immediately due with interest imposed at the same rate as delinquent taxes, this being 8% on the first \$1,500.00 delinquent and 18% for the balance; and

BE IT FURTHER RESOLVED, that pursuant to N.J.S.A. 40:56:35 that the owners of any real estate which any assessments shall have been made herein may pay such installments in 5 (5) yearly installments at the rate of the Bond Anticipation Notes borrowed by the Township to finance said improvements which are renewed annually in December. In the event that any installment shall remain unpaid for 30 days after the due date, the entire balance of the assessment due shall become and be immediately due with interest imposed at the same rate as delinquent taxes, this being 8% on the first \$1,500.00 delinquent and 18% for the balance; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the following:

1. Director of Finance
2. Tax Collector

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X		X	X	X
Opposed					
Not Voting/Recuse		X			
Absent/Excused					

10-116 Authorize the extension of the deadline for payment for delinquent assessments until July 30, 2010

WHEREAS, the Township Council of the Township of Ocean previously authorized for the installation of curbs, sidewalks and driveway aprons along portions of Alpern Avenue, Franklin Parkway and Lakeview Avenue ; and

WHEREAS, said assessments were confirmed by the Township Council of the Township of Ocean on June 16, 2008 with an initial due date of July 1, 2008; and

WHEREAS, the following property owners are delinquent for the payment due July 1, 2009 and are hereby required to make the payments that were due July 1, 2009 and July 1, 2010 plus delinquent interest due to the Township of Ocean by July 30, 2010 in order to continue in the installment plan, or if no payment is received by the Township of Ocean then full payment of the assessment will be required:

<u>Block</u>	<u>Lot</u>	<u>Due Date</u>	<u>Installment Amount</u>
140.10	1	7/1/2009	\$246.47 (1)
		7/1/2010	\$221.09

(1) – includes \$19.61 in delinquent Interest if paid by 7/30/2010

WHEREAS, it is the intention of the Township Council to extend the payment period for those property owners affected by said assessments until July 30, 2010 and allow the property owners to continue the installment plan for the payment of the outstanding balance of the assessment; and

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Ocean, County of Monmouth, State of New Jersey, that authorization is hereby given to extend the deadline for payment for the delinquent installment on the assessments due on the above noted properties until July 30, 2010; and

BE IT FURTHER RESOLVED, that the installment plan for the payment of the special assessment be reinstated as long as payment of the 2009 and 2010 installments are made by July 30, 2010; and

BE IT FURTHER RESOLVED, that said property owners will be notified by mail of the time extension and the provisions for payment of said monies due the Township of Ocean; and

BE IT FURTHER RESOLVED, that any property owner who fails to make the required payment by July 30, 2010, the entire balance of the assessment due shall become and be immediately due with interest imposed at the same rate as delinquent taxes, this being 8% on the first \$1,500.00 delinquent and 18% for the balance; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the following:

1. Director of Finance
2. Tax Collector

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-117 Appoint McLaughlin, Gelson, D'Apolito, Stauffer & Shaklee, LLC as Township Bond Counsel for the year July 1, 2010 through June 30, 2011

WHEREAS, Chapter II of the "Revised General Ordinances of the Township of Ocean, 1965" provides for the appointment of Bond Counsel and further defines their powers and duties which are incorporated herein by reference as though set forth in length; and

WHEREAS, the Township Council desires to enter into a contract for said services within the dollar limits as provided in the Municipal Budget and/or in those bond ordinances containing appropriations for legal services; and

WHEREAS, McLaughlin, Gelson, D'Apolito, Stauffer & Shaklee, LLC has submitted a proposal to perform said services for the year commencing July 1, 2010 through June 30, 2011; and

WHEREAS, the Township Council has elected to make this appointment pursuant to the "non-fair and open" process in accordance with the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Pay-to-Play Law; and

WHEREAS, as required by law, McLaughlin, Gelson, D'Apolito, Stauffer & Shaklee, LLC has completed and submitted a Business Entity Disclosure Certification and the C.271 Political Contribution Disclosure Form which certifies that McLaughlin, Gelson, D'Apolito, Stauffer & Skaklee, LLC has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous twelve months and that the contract will prohibit McLaughlin, Gelson, D'Apolito, Stauffer & Shaklee, LLC from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract; and

WHEREAS, the Director of Finance has certified that there are adequate funds available for the purpose of this award, specifically under the aforementioned appropriations of Legal Services & Costs – O/E and Various General Capital Ordinances and shall not exceed \$7,500.00; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the Resolution authorizing the award of a contract for professional services without competitive bids, as well as the contract itself, must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to appoint McLaughlin, Gelson, D'Apolito, Stauffer & Shaklee LLC as Bond Counsel for the Township of Ocean for the one year term commencing July 1, 2010 through June 30, 2011; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be published according to law; and

BE IT FURTHER RESOLVED, that the Business Entity Disclosure Certification shall be filed with this Resolution and Contract; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. McLaughlin, Gelson, D'Apolito, Stauffer & Shaklee, LLC
2. Director of Finance
3. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-118 Authorizing Professional Services Agreement with Leon S. Avakian, Inc. as the Township Engineer for the period July 1, 2010 through June 30, 2011

WHEREAS, the State of New Jersey requires that every municipality appoint an individual to serve as both Township Engineer and as a licensed land surveyor; and

WHEREAS, Peter R. Avakian of the engineering firm of Leon S. Avakian, Inc. has submitted a proposal to perform said engineering services for the period July 1, 2010 through June 30, 2011; and

WHEREAS, Peter R. Avakian of the firm Leon S. Avakian, Inc., is fully qualified to serve as both the Township Engineer and as Township Land Surveyor since he is a licensed Professional Engineer, a Professional Planner and a Professional Land Surveyor; and

WHEREAS, it is the recommendation of the Township Manager that Peter R. Avakian of the firm Leon S. Avakian, Inc., be appointed as the Township Engineer for a term of July 1, 2010 through June 30, 2011; and

WHEREAS, the Township Council of the Township of Ocean has elected to make this appointment pursuant to the provisions of N.J.S.A. 16:44A-20 et seq. for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Pay-to-Play Law; and

WHEREAS, Peter R. Avakian of the firm Leon S. Avakian, Inc. has completed and submitted the required Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form, which certifies that Peter R. Avakian of the firm Leon S. Avakian, Inc. has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit Peter R. Avakian of the firm Leon S. Avakian, Inc. from making any reportable contributions to a political or candidate committee in the Township of Ocean through the term of the contract; and

WHEREAS, the Director of Finance has certified that there are funds available for this purpose specifically under Engineering Services and Costs, O.E., Trust Other Fund - Reserve for Inspection Fees, General Capital Fund - various ordinances subject to adequate funds under 40A:2-20, which account will be properly charged and which funds shall not be available for more than one purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council Township of Ocean in the County of Monmouth as follows:

1. The Mayor and the Township Clerk are hereby authorized and directed to execute an agreement with Leon S. Avakian, Inc., Consulting Engineers for the provision of engineering services of Peter R. Avakian as the Township of Ocean Engineer and his staff for the period July 1, 2010 through June 30, 2011 in accordance with the attached Schedule of Billable Hourly Rates which is made a part of this resolution with the total estimated payments not to exceed \$350,000 exclusive of any independent professional service contracts that may be authorized.
2. It is further understood that there will be a rate freeze for the duration of the appointment with annual contracts setting forth the total estimated payments for the subsequent twelve months.
3. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because engineering service is professional in nature and performed by persons authorized by law to practice a recognized profession.
4. A notice of this action shall be published as required by law.
5. A copy of this resolution shall be forwarded to the following:
 - a. Peter R. Avakian of the firm Leon S. Avakian, Inc.
 - b. Township Manager
 - c. Director of Finance
 - d. Township Attorney

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-119 Authorize the renewal of the 2009-2010 liquor licenses that have met all Township and State requirements and paid all applicable fees

WHEREAS, the Retail Renewal Application form for the 2009-2010 license term had been submitted, as required, on June 29, 2009 by FEMME Operations, Inc.; and

WHEREAS, said license could not be renewed by the Township of Ocean due to ongoing issues between FEMME Operations, Inc. and the New Jersey Department of Taxation; and

WHEREAS, on June 14, 2010, licensee filed and was granted an Ad Interim Permit with the State of New Jersey, Division of Alcoholic Beverage Commission; and

WHEREAS, all issues have now been resolved between the FEMME Operations, Inc. and the State of New Jersey, Division of Taxation; and

WHEREAS, said 2009-2010 renewal application has been deemed complete in all respects, the annual fees have been paid to both the Township of Ocean and the State of New Jersey, Division of ABC; and

WHEREAS, the Mayor and Council of the Township of Ocean, County of Monmouth, hereby authorizes the renewal of the following Retail Alcoholic Beverage License for the 2009-2010 license term:

PLENARY RETAIL CONSUMPTION

#1337-33-006-009 FEMME Operations, Inc.
t/a Manhattan Steakhouse
2105 Highway 35 North, Oakhurst, NJ 07755

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to renew, effective July 7, 2010, the aforesaid liquor license for the license term 2009-2010; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the following:

1. Chief of Police
2. Director of Finance
3. Division of Alcoholic Beverage Control

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-120 Authorize the renewal of the 2010-2011 liquor licenses that have met all Township and State requirements and paid all applicable fees

WHEREAS, the Retail Renewal Application form for the 2010-2011 license term has been deemed complete in all respects, the annual fees have been paid to both the Township of Ocean and the State of New Jersey, Division of ABC; and

WHEREAS, the Mayor and Council of the Township of Ocean, County of Monmouth, hereby authorizes the renewal of the following Retail Alcoholic Beverage License for the 2010-2011 license term:

PLENARY RETAIL CONSUMPTION

#1337-33-006-010 FEMME Operations, Inc.
t/a Manhattan Steakhouse
2105 Highway 35 North, Oakhurst, NJ 07755

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that authorization is hereby given to renew, effective July 1, 2010, the aforesaid liquor license for the license term 2010-2011; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the following:

1. Chief of Police
2. Director of Finance
3. Division of Alcoholic Beverage Control

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-121 Authorizing Professional Services Agreement for Appraisal Services:

a. Gagliano Appraisal, L.L.C. - Tax Appeal Litigation, and General Real Estate Appraisal Services with Gagliano Appraisal, L.L.C.

WHEREAS, there exists a need for 2010 appraisal services with regard to pending or future tax appeal litigation, general real estate appraisal services; and

WHEREAS, Gagliano Appraisal, LLC has submitted a proposal for the consultation, preparation, property inspection, analysis and preparation of appraisal reports where necessary, and testimony at the Tax Court of New Jersey or County Board of Taxation in a 3 phase fee schedule, Phase 1 (preliminary Analysis) \$110 per hour, \$1,000 maximum for 1 to 4 family residential properties & \$130 per hour, \$2,500 maximum for commercial properties, Phase 2 (appraisal report) same hourly rates with fee not to exceed \$500 in addition to phase 1 for residential and fee not to exceed \$1,500 for commercial in addition to phase 1, Phase 3 (testimony/settlement) \$160 per hour, \$2,000 maximum total bill for 1 to 4 family residential properties & \$160 per hour, \$6,000 maximum total bill for commercial; and

WHEREAS, the Township Council of the Township of Ocean has elected to make this appointment pursuant to the provisions N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-To Play Law: and

WHEREAS, the firm of Gagliano Appraisal LLC has completed and submitted the required Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form, which certifies that the firm of Gagliano Appraisal LLC has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous year, and that the contract will prohibit the firm of Gagliano Appraisal LLC from making any reportable contributions to a political or candidate committee in the Township of Ocean through the term of the contract; and

WHEREAS, the Director of Finance has certified that there are funds available not to exceed \$21,000.00 for this work under Assessment of Taxes, account #0-01-20-710-219 (\$15,000.00) and Manager – Professional Services, account #0-01-20-703-201 (\$6,000.00); and

WHEREAS, the local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids and the contract itself must be available for public inspection; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth and State of New Jersey that;

1. Gagliano Appraisal, LLC is hereby authorized and directed to provide the above at a cost in accordance with their proposal.
2. This contract is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. 40A11-5(1) (a) of the Local Public Contracts Law because services are to be performed by a person authorized by law to practice a recognized profession.
3. A notice of this action shall be published according to law.
4. Certified copies of this resolution shall be forwarded to:
 - a. Gagliano Appraisal, LLC
 - b. Director of Finance
 - c. Township Auditor

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-122 Award Professional Services Contract to Leon S. Avakian, Inc. to provide engineering services associated with the 2010 road program at a cost not to exceed \$156,649.05

WHEREAS, the Township of Ocean is in need of the services of an engineering firm to provide engineering and inspection services associated with the 2010 road program; and

WHEREAS, the Township Council of the Township of Ocean has elected to make this appointment pursuant to the provisions of N.J.S.A. 16:44A-20 et seq. for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Pay-to-Play Law; and

WHEREAS, Leon S. Avakian, Inc., Neptune, NJ, is an experienced firm in this field who is available to provide the necessary engineering services for the Township of Ocean at a cost not to exceed \$156,649.05 for engineering services associated with the 2010 road program; and,

WHEREAS, the Township Manager has determined that the value of the services Leon S. Avakian, Inc., Neptune, NJ, will provide will to the Township exceed \$17,500.00 for the calendar year 2010; and

WHEREAS, the Director of Finance has certified that there are available sufficient funds for the purpose of the award of this contract in various Capital Ordinances in the General Capital Budget; and

WHEREAS, Leon S. Avakian, Inc., Neptune, NJ has previously submitted a Business Entity Disclosure Certification certifying that Leon S. Avakian, Inc. has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous one year, and that the contract will prohibit Leon S. Avakian, Inc. from making any reportable contributions to a political or candidate committee in the Township of Ocean during the term of this contract;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey hereby authorizes the Township Manager to enter into a contract with Leon S. Avakian, Inc., Neptune, NJ, as described herein with a not to exceed provision of \$156,649.05; and

BE IT FURTHER RESOLVED that a notice of this action shall be published according to law; and

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Leon S. Avakian, Inc.

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-123 Award Professional Services Contract to Concord Engineering Group, Inc. to provide an engineering evaluation on the existing air-cooled chillers located atop the roof of Town Hall at a cost not to exceed \$7,160.00

WHEREAS, the Township of Ocean is in need of the services of an engineering firm to provide an engineering evaluation on the existing air-cooled chillers located atop the roof of Town Hall; and

WHEREAS, Concord Engineering Group, Inc., Voorhees, NJ, is an experienced firm in this field who is available to provide the necessary engineering evaluation for the Township of Ocean at a cost not to exceed \$7,160.00; and,

WHEREAS, the Township Manager has determined that the value of the services Concord Engineering Group, Inc., Voorhees, NJ, will not exceed \$17,500.00 for the calendar year 2010; and

WHEREAS, the Director of Finance has certified that there are available sufficient funds for the purpose of the award of this contract in the Capital Budget, account #C-04-55-931-995; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey hereby authorizes the Township Manager to enter into a contract with Concord Engineering Group, Inc., Voorhees, NJ, to provide an engineering evaluation on the existing air-cooled chillers located atop the roof at Town Hall with a not to exceed cost of \$7,160.00; and

BE IT FURTHER RESOLVED that a notice of this action shall be published according to law; and

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to:

1. Director of Finance
2. Township Manager
3. Concord Engineering Group, Inc.

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-124 Appoint Martin J. Arbus, Esq., as Township Attorney for the year July 1, 2010 through June 30, 2011.

WHEREAS, Chapter II of the “Revised General Ordinances of the Township of Ocean, 1965” provides for the appointment of a Township Attorney and further defines their powers and duties which are incorporated herein by reference as through set forth in length; and

WHEREAS, the Township Council of the Township of Ocean desires to enter into a contract for said position within the dollar limits as provided by the 2010 Municipal Budget containing appropriations for legal services and/or a salary established annually through the salary ordinance; and;

WHEREAS, Martin J. Arbus, Esq. submitted a proposal for the position of Township Attorney for the one year term from July 1, 2010 through June 30, 2011, at an hourly rate of \$160.00 per hour, not to exceed \$80,000.00 and a retainer of \$32,240.00 for attendance at meetings and other items as set forth in the agreement, a copy of which is attached hereto; and

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the “non-fair and open” process in making this appointment pursuant to the provisions of N.J.S.A. 19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

WHEREAS, as required by law, Martin J. Arbus has competed and submitted a Business Entity Disclosure Certification and C.271 Political Contribution Disclosure Form which will certify that he has not made and reportable contributions to a political or candidate committee in the Township of Ocean in the previous twelve months and that the contract will prohibit Martin J. Arbus, Esq. from making any reportable contributions to a political and/or candidate committee in the Township of Ocean throughout the term of this contract; and

WHEREAS, the Director of Finance has certified that there are available sufficient funds for the purpose of this award, specifically under the aforementioned appropriations; Legal Services & Costs – O/E and various General Capital Ordinances; and

WHEREAS, Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution authorizing the award of a contract for professional services without competitive bids, as well as the contract itself, shall be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that Martin J. Arbus, Esq., is hereby appointed to the position of Township Attorney, at a rate of \$160.00 per hour, not to exceed \$80,000.00, as well as a retainer in the amount of \$32,240.00, for the one year term of July 1, 2010 through June 30, 2011; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute the contract with Martin J. Arbus, Esq. as Township Attorney; and

BE IT FURTHER RESOLVED, that this resolution shall be advertised according to law; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the following:

1. Martin J. Arbus, Esq.
2. Director of Finance
3. Township Auditor
4. Public Agency Compliance Officer

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

10-125 Appoint David A. Krenkel, Esq., as Assistant Township Attorney for the year July 1, 2010 through June 30, 2011.

WHEREAS, Chapter II of the "Revised General Ordinances of the Township of Ocean, 1965" provides for the appointment of a Township Attorney and Assistant Township Attorney and further defines their powers and duties; and

WHEREAS, the Township Council of the Township of Ocean passed Resolution #10-124 on July 7, 2010 authorizing a contract with Martin J. Arbus, Esq. to provide legal services for the year from July 1, 2010 through June 30, 2011; and

WHEREAS, pursuant to the Rules of Council, Chapter IIA-6, Martin J. Arbus Esq., as Township Attorney, wishes to designate David A. Krenkel, Esq. to attend regular and special Council meetings when he is unavailable to attend said meetings, with the consent and approval of the Township Council; and

WHEREAS, the Township Council of the Township of Ocean wishes to appoint David A. Krenkel, Esq. as an Assistant Township Attorney for the period July 1, 2010 through June 30, 2011 at a rate of \$160.00 per hour, not to exceed \$5,000.00; and

WHEREAS, the Township of Ocean desires to enter into a contract for the position of Assistant Township Attorney within the dollar limits as provided by the 2010 Municipal Budget containing appropriations for legal services; and;

WHEREAS, the Township Council of the Township of Ocean has elected to utilize the "non-fair and open" process in making this appointment pursuant to the provisions of N.J.S.A.

19:44A-20.8 for the purpose of imposing the strictest campaign spending limitations under the New Jersey Local Unit Pay-to-Play Law; and

WHEREAS, as required by law, David A. Krenkel, Esq. has completed and submitted a Business Entity Disclosure Certification and a C.271 Political Contribution Disclosure Form certifying that he has not made any reportable contributions to a political or candidate committee in the Township of Ocean in the previous twelve months and that the contract will prohibit David A. Krenkel, Esq. from making any reportable contributions to a political and/or candidate committee in the Township of Ocean throughout the term of this contract; and

WHEREAS, the Director of Finance has certified that there are available sufficient funds for the purpose of this award, specifically under the aforementioned appropriations; Legal Services & Costs – O/E and various General Capital Ordinances; and

WHEREAS, Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution authorizing the award of a contract for professional services without competitive bids, as well as the contract itself, shall be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Ocean, County of Monmouth, State of New Jersey that David A. Krenkel, Esq., be and is hereby appointed as the Assistant Township Attorney, at a rate of \$160.00 per hour, not to exceed \$5,000.00 for the period July 1, 2010 through June 30, 2011; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute the contract with David A. Krenkel, Esq. as Assistant Township Attorney; and

BE IT FURTHER RESOLVED, that this resolution shall be advertised according to law; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the following:

1. David A. Krenkel, Esq.
2. Martin J. Arbus, Esq.
3. Director of Finance
4. Township Auditor
5. Public Agency Compliance Officer

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve		X			
Motion to Second				X	
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

ORDINANCES:

Mayor Larkin announced that ordinance #2150 will be removed from the Agenda.

Introduction(s):

Ordinance #2148 – An ordinance amending Chapter XII of the “Revised General Ordinances of the Township of Ocean, 1965” regulating parking along Roller Road East
(P.H. 6/14/10 Coaster)

ORDINANCE #2148

AN ORDINANCE AMENDING CHAPTER XII, OF THE “REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF OCEAN, 1965” REGULATING PARKING ALONG ROLLER ROAD EAST

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF OCEAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

BE IT ORDAINED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, that Chapter XII, Section 12-2.2 Schedule I of an ordinance entitled “Revised General Ordinances of the Township of Ocean, 1965”, be amended and supplemented in the following manner:

Section I

Section 12-2.2, Schedule I is hereby amended and supplemented by adding the following:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Roller Road East	West	Starting from a point 210 feet south of the southerly curb line of Faith Drive running thence in a southerly direction to the emergency access easement driveway
Roller Road East	East	Starting from a point 304 feet south of the southerly curb line of Hillside Terrace running thence in a southerly direction for a distance of 50 feet

Section II

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section III

This ordinance shall take effect upon its final passage and publication as required by law.

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve	X				
Motion to Second			X		
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

Ordinance #2149 – An ordinance amending Chapter XII of the “Revised General Ordinances of the Township of Ocean, 1965” regulating parking along South Roller Road (P.H. 6/14/10 Coaster)

ORDINANCE #2149

AN ORDINANCE AMENDING CHAPTER XII, OF THE “REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF OCEAN, 1965” REGULATING PARKING ALONG SOUTH ROLLER ROAD

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF OCEAN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

BE IT ORDAINED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey, that Chapter XII, Section 12-2.2 Schedule I of an ordinance entitled “Revised General Ordinances of the Township of Ocean, 1965”, be amended and supplemented in the following manner:

Section I

Section 12-2.2, Schedule I is hereby amended and supplemented by adding the following:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
South Roller Road	West	Beginning at the northwest corner (dead End) of South Roller Road running thence in a southerly direction for a distance 25 feet

Section II

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section III

This ordinance shall take effect upon its final passage and publication as required by law.

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve	X				
Motion to Second			X		
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

Council Reports:

Councilmember Garofalo thanked Councilwoman Schepiga and her Committee for doing such a great job on the July 4th festivities.

The following made no Reports:

Councilmember(s) Hiers, Schepiga and Siciliano
 Andrew Brannen, Township Manager
 Martin Arbus, Township Attorney

PUBLIC COMMENTS:

Barbara Hudson inquired if the Township could advertise when vacancies exist on a Board in an effort to solicit more volunteers.

Mayor Larkin stated that the Township does have the Talent bank application available for anyone interested in serving on a Board.

F.K. Hudson inquired as follows:

1. Has the Township explored having an in-house engineer as opposed to contracting for those services?

Andrew Brannen, Township Manager, explained that the benefit of contracting for these services is that you have an entire firm that could provide all engineering related services as opposed to having an individual on the payroll that only performs certain aspects and the Township would need to hire many people to perform all the duties that one firm could provide.

2. The status of the Stop and Shop litigation –

Mr. Arbus explained that nothing new has happened and it appears that a new Judge will be assigned to the case.

3. Status of COAH litigation –

Mr. Arbus explained that the Township did receive a favorable decision with regard to the Avalon Bay portion of the lawsuit. However, the Township was found to be non-compliant with COAH. Mr. Arbus explained that there were still pending motions that must be ruled upon, however, a new Judge may also be assigned to hear these motions.

4. Status of the Pit Bull issue –

Mayor Larkin informed those in attendance that this issue will soon be resolved as the renter and the pit bulls will be gone by the end of July.

Seeing that there were no comments, Mayor Larkin entertained a motion to adjourn the meeting.

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Council-woman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Adjourn		X			
Motion to Second	X				
Approved	X	X	X	X	X
Opposed					
Not Voting/Recuse					
Absent/Excused					

Respectfully submitted,

William F. Larkin
Mayor

Vincent Buttiglieri, RMC/CMC
Municipal Clerk